

Date: October 11, 1994.

Jeanette Brown,

Acting Director of Office of Acquisition
Management.

[FR Doc. 94-28834 Filed 11-21-94; 8:45 am]

BILLING CODE 5500-50-M

[FRL-5111-0]

**Dal-Tile Corporation De Minimis
Settlement; Proposed Administrative
Settlement Under the Comprehensive
Environmental Response,
Compensation and Liability Act**

AGENCY: Environmental Protection
Agency.

ACTION: Request for Public Comment.

SUMMARY: The United States
Environmental Protection Agency is
proposing to enter into a *de minimis*
settlement pursuant to Section 122(g)(4)
of the Comprehensive Environmental
Response, Compensation, and Liability
Act of 1980, as amended, (CERCLA), 42
U.S.C. 9622(g)(4). This proposed
settlement is intended to resolve the
liabilities under CERCLA of Dal-Tile
Corporation for response costs
addressed in the settlement which were
incurred or may be incurred by the
United States Environmental Protection
Agency at the Hunterstown Road Site,
Adams County, Pennsylvania.

DATES: Comments must be provided on
or before December 22, 1994.

ADDRESSES: Comments should be
addressed to the Docket Clerk, United
States Environmental Protection
Agency, Region III, 841 Chestnut
Building, Philadelphia, Pennsylvania,
19107, and should refer to: *Re: Hunterstown Road Site, Adams County, Pennsylvania, U.S. EPA Docket No. III-94-49-DC.*

FOR FURTHER INFORMATION CONTACT:
Daniel Isaacs (215) 597-4774, United
States Environmental Protection
Agency, Office of Regional Counsel,
(3RC22), 841 Chestnut Building,
Philadelphia, Pennsylvania, 19107.

NOTICE OF DE MINIMIS SETTLEMENT: In
accordance with Section 122(j)(1) of
CERCLA, 42 U.S.C. 9622(j)(1), notice is
hereby given of a proposed
administrative settlement with Dal-Tile
Corporation concerning the
Hunterstown Road Site in Adams
County, Pennsylvania. The
administrative settlement was signed by
the United States Environmental
Protection Agency, Region III's Regional
Administrator on September 30, 1994,
and subject to review by the public
pursuant to this Notice. The agreement
is also subject to the approval of the
Attorney General, United States

Department of Justice or her designee
and for the grant of a covenant not to
sue for damages to natural resources, is
also subject to agreement in writing by
the Department of the Interior.

Dal-Tile Corporation has agreed to
pay \$195,663.46 to the United States
Environmental Protection Agency for
response costs and \$3,000.00 to the
Department of the Interior for damages
to natural resources, subject to the
contingency that the Environmental
Protection Agency may elect not to
complete the settlement based on
matters brought to its attention during
the public comment period established
by this Notice.

EPA is entering into this agreement
under the authority of Sections 122(g)
and 107 of CERCLA, 42 U.S.C. 9622(g)
and 9607. Section 122(g) of CERCLA, 42
U.S.C. 9622(g), authorizes early
settlements with *de minimis* parties to
allow them to resolve their liabilities
under, inter alia, Section 107 of
CERCLA, 42 U.S.C. 9607, to reimburse
the United States for response costs
incurred in cleaning up Superfund sites
without incurring substantial
transaction costs. Under this authority
the Environmental Protection Agency
proposes to settle with Dal-Tile
Corporation at the Hunterstown Road
Site. The grant of a covenant not to sue
for damages to natural resources by the
Department of the Interior is subject to
agreement in writing by the Department
of Interior pursuant to Section 122(j) of
CERCLA, 42 U.S.C. 9622(j).

The Environmental Protection Agency
will receive written comments to this
proposed administrative settlement for
thirty (30) days from the date of
publication of this Notice. A copy of the
proposed Administrative Order on
Consent can be obtained from the
Environmental Protection Agency,
Region III, Office of Regional Counsel,
(3RC22), 841 Chestnut Building,
Philadelphia, Pennsylvania, 19107 by
contacting Daniel Isaacs, Assistant
Regional Counsel, at (215) 597-4774.
Stanley Lachmanik,
Acting Regional Administrator, EPA, Region
III.

[FR Doc. 94-28834 Filed 11-21-94; 8:45 am]
BILLING CODE 5500-50-M

AR000034